



Attorney Docket No. _____

Patent
032264-054

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of

R. Michael Fay et al.

Application No.: 09/709,323

Filing Date: November 13, 2000

Title: SOUND CONTROL METHOD

Group Art Unit: 3623

Examiner: Susanna M Meinecke Diaz

Confirmation No.: 3508

NOTICE OF APPEAL

Commissioner for Patents

P.O. Box 1450

Alexandria, VA 22313-1450

Sir:

All finally rejected claims in the decision of the Primary Examiner dated January 18, 2005 are hereby appealed to the Board of Patent Appeals and Interferences.

The appeal fee was previously paid on _____ . Therefore, no Appeal fee is now required.

Enclosed is the Appeal fee of: \$250.00 (2401) \$500.00 (1401)

Charge _____ to Deposit Account No. 02-4800 for the fee due.

A check in the amount of \$ 500.00 is enclosed for the fee due.

Charge _____ to credit card. Form PTO-2038 is attached.

A Petition for Extension of Time is enclosed.

Small entity status is hereby claimed.

The Director is hereby authorized to charge any appropriate fees under 37 C.F.R. §§ 1.16, 1.17 and 1.21 that may be required by this paper, and to credit any overpayment, to Deposit Account No. 02-4800. This paper is submitted in duplicate.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By

William N. Hughet

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Date: May 17, 2005